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OCT 0 3 2005

Serial No.: 10/026206

Attorney Docket No: 120-311

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U.S. Patent and Tradsmark Office; U.S. DEPARTMENT OF COMMERCE Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 10/026206 Application Number TRANSMITTAL 12/21/2001 Filing Date FORM (to be used for all correspondence after initial filing) First Named Inventor **Evans** 2133 Group Art Unit **Examiner Name** Torres 120-311 NTL-3.2163/3604 Total Number of Pages in This Submission Attorney Docket Number 13398RO Nortel Ref. ENCLOSURES (check all that apply) After Allowance Communication Assignment Papers Fee Transmittal Form to Group (for an Application) Appeal Communication to Board Drawing(s) and letter Fee Attached of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment (Appeal Notice, Brief, Reply Brief) Petition Proprietary Information After Final Petition to Convert to a Status Letter Affidavits/declaration(s) **Provisional Application** Other Enclosure(s) (please Change of Correspondence Address **Extension of Time Request** identify below): Express Abandonment Request Response to Notice of Drawing Terminal Disclaimer Inconsistency Information Disclosure Request for Refund Statement Certified Copy of Priority CD, Number of CD(s) Document(s) Please charge any fee deficiency, including the issue fee, or credit any Response to Missing Parts/ Remarks Incomplete Application overpayment to Deposit Account No. 502569. Response to Missing Parts under 37 CFR 1.52 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Holmes W. Anderson, Reg. No. 37,272 Firm Steubing McGuinness & Manaras LLP Individual name Signature Date CERTIFICATE OF MAILING OR FACSIMILE I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Alexandria, VA 33212 or being facsimile transmitted to the United States Patent and Trademark Office at number (703) 746-4000 on the date below: Carol Apa Mahoney Type or printed name Namoney Date 10-3-05

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#### U.S. Palval and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 10/026206 TRANSMITTAL 12/21/2001 Filing Date FORM (to be used for all correspondence after initial fling) Evans First Named Inventor 2133 Group Art Unit Torres Examiner Name 120-311 NTL-3.2163/3604 Total Number of Pages in This Submission Attorney Docket Number 13398RO Nortel Ref: ENCLOSURES (check all that apply) After Allowance Communication **Assignment Papers** Fee Transmittal Form to Group (for an Application) Appeal Communication to Board Drawing(s) and letter Fee Attached of Appeals and Interferences Appeal Communication to Group Licensing-related Papers **Amendment** (Appeal Notice, Brief, Repty Brief) Petition Proprietary Information After Final Petition to Convert to a Status Letter Affidavits/declaration(s) Provisional Application Other Enclosure(s) (please Change of Correspondence Address identify below): Extension of Time Request Response to Notice of Drawing Express Abandonment Request Terminal Disclaimer Inconsistency Information Disclosure Request for Refund Statement Certified Copy of Priority CD, Number of CD(s) Document(s) Please charge any fee deficiency, including the issue fee, or credit any Remarks Response to Missing Parts/ Incomplete Application overpayment to Deposit Account No. 502569. Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Holmes W. Anderson, Reg. No. 37,272 FIrm Steubing McGuinness & Manaras LLP Individual name **Signature** Date CERTIFICATE OF MAILING OR FACSIMILE I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Alexandria, VA 33212 or being facsimile transmitted to the United States Patent and Trademark Office at number (703) 746-4000 on the date below: Carol App Mahoney Type or printed name Wahoney Date 10-3-05 Signature

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Group Art Unit: 2133

Examiner: Torres

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OCT 0 3 2005

Applicant(s): Evans

Application No.: 10/026206

Filed: 12/21/2001

Title: Method and Apparatus for Finding Variable

Length Data Patterns within a Data Stream

Attorney Docket No.: 120-311

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

#### **RESPONSE**

Dear Sir:

In response to the Notice of Drawing Inconsistency with Specification dated September 19, 2005, please amend this application as follows: